IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 6310 of 1997

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

PATEL HARIBHAI PRABHUDAS

Versus

STATE OF GUJARAT

Appearance:

MR PK JANI for Petitioners

MR MUKESH PATEL for Respondent No. 1, 2 and 3

MR NK PAHWA for Respondent No. 4

None present for other Respondents

CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 27/03/2000

ORAL JUDGEMENT

1. The counsel for the respondents state that this special civil application has become infructuous.

2. Learned counsel for the petitioners admit that the term of the Managing Committee of Agricultural Produce Market Committee, Visnagar has already expired and fresh election has also taken place but what he contends that the judgments given by the authorities below should be considered and this matter be decided on merits so that the points which have been raised may be decided finally by this court.

3. I do not find any substance in this contention. Looking to the high pendency of the matters in the courts, the courts are facing great difficulty to overcome this pendency and as far as possible the courts should avoid to decide the academic question when substantially the matter has now become infructuous.

4. The special civil application is dismissed as having become infructuous. Rule discharged. Interim relief, if any, granted by this court stands vacated. In the facts of this case, no order as to costs.

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zgs/-